

**BOARD OF COUNTY COMMISSIONERS
LAKE COUNTY, FLORIDA**

REGULAR MEETING

DECEMBER 5, 2006

COUNTY COMMISSIONERS

**Welton G. Cadwell, Vice Chairman
Jennifer Hill, District #1
Elaine Renick, District #2
Debbie Stivender, District #3
Linda Stewart, District #4**

**Cindy Hall, County Manager
Sanford A. Minkoff, County Attorney
James C. Watkins, Clerk to the Board**

DISCLAIMER

This booklet has been prepared for the convenience of the Board of County Commissioners in discussing matters before them. Every effort has been made to include all items to be discussed at this Board of County Commissioners meeting, however, Commissioners may add items, which are not a part of this Agenda, or items may be removed from consideration. While it has been the goal to present error-free information, we do not represent that documentation is without errors or omissions.

As a part of any public and formal meeting, the Board of County Commissioners may, from time to time, schedule a workshop during which they will receive information from staff, have discussions with staff and among themselves, and then proceed to give staff direction on the subject matter being discussed unless otherwise shown on the Agenda item. These discussions and workshops do not take the place of the formal public hearing process during which all public comment and formal action is taken.

The Board and staff welcome written comments prior to workshops and other meetings. If you have comments or questions regarding the subject matter of any Board action or workshop, please deliver your written comments to appropriate County staff or mail to the Board of County Commissioners, Post Office Box 7800, Tavares, FL 32778.

ITEMIZED AGENDA

December 5, 2006

9:00 A.M. Invocation

Pledge of Allegiance

I. NOMINATION FOR CHAIRMAN OF THE BOARD OF COUNTY COMMISSIONERS

II. AGENDA UPDATE

Discussion regarding proposed revisions to today's Agenda.

III. MINUTE APPROVAL

Tab 1 Approval of the following Minutes:

September 26, 2006 (Regular Meeting)
November 7, 2006 (Regular Meeting)

IV. CLERK OF COURT'S CONSENT AGENDA

Tab 2 Approval of Clerk of Courts' Consent Agenda (Items 1 through 6):

1. List of warrants paid prior to this meeting, pursuant to Chapter 136.06 (1) of the Florida Statutes, which shall be incorporated into the Minutes as attached Exhibit A and filed in the Board Support Division of the Clerk's Office - Acknowledge Receipt
2. Ordinance No. 2006-025, from the City of Fruitland Park, amending the boundaries of the City of Fruitland Park, by including within the City approximately 18.78+/- acres of property generally located north of Lewis Road, on the west side of CR 468. Passed and ordained the 9th day of November, 2006, by the City Commission of the City of Fruitland Park, Florida - Acknowledge Receipt
3. Fire Management Program and Cooperative Forestry Assistance Program Annual Report for July 1, 2005 – June 30, 2006 - Acknowledge Receipt
4. Letter from City of Clermont, regarding: Proposed Large Scale Comprehensive Plan Amendment to Add Personal Services Use to the Established Business District 1 (EBD-1) Future Land Use District. The public hearing dates for the Comprehensive Plan Amendment are as follows:

Tuesday, November 14, 2006 (1st reading of Adoption Ordinance No. 568-M) Clermont City Council, beginning at 7 p.m., City Hall, 685 W. Montrose Street.

Tuesday, November 28, 2006 (2nd and final reading of Adoption Ordinance No. 568-M) Clermont City Council, beginning at 7 p.m., City Hall, 685 W. Montrose Street.

Recommendation: Acknowledge Receipt

5. Notice of Special Meeting of Arlington Ridge Community Development District's Board of Supervisors for Tuesday, November 28, 2006, at 6:00 p.m., at the Arlington Ridge Administration Building, 4463 Arlington Ridge Blvd, Leesburg, Florida 34748 - Acknowledge Receipt
6. Monthly Distribution of Revenue
Traffic/Criminal Cases, Month Ending October 31, 2006

Displays revenue collected, and disbursements made to various trusts, surcharges, municipalities, etc.

Disbursements due to Board: \$177,729.26

Same period, last year: \$156,552.87

Recommendation: Acknowledgement

V. COUNTY MANAGER'S CONSENT AGENDA (Tabs 3 through 16)

Budget

Tab 3

Resolution to amend the Transportation Disadvantaged Fund in order to receive unanticipated revenue for Fiscal Year 2006/2007 in the amount of \$650,104 deposited into Public Transit Block Grant and provide appropriations for the disbursement for Machinery and Equipment. The Board of County Commissioners was awarded \$1,382,877 in 5307 Public Transit Block funding, which was \$650,104 greater than initially anticipated and budgeted.

RECOMMENDATION: Approval

Tab 4 Approval of very low-income and low-income impact fee waivers as refunds to lenders on behalf of qualified individuals:

- Refund to USDA/Rural Housing Services on behalf of Ms. Tiffany C. Myles. Waiver approved by the County Manager on 8/22/05.
- Refund to USDA/Rural Housing Services on behalf of Mr. and Mrs. Michael Matchett. Waiver approved by the County Manager on 5/23/05.
- Refund to Habitat for Humanity of Lake County on behalf of Ms. Rhea Turnbull. Waiver approved by the County Manager on 3/30/06.
- Refund to Colonial Bank, N.A. on behalf of Mr. and Mrs. Charles Nunley. Waiver approved by the County Manager on 10/7/05.

RECOMMENDATION: Approval

Community Services

Tab 5 Approval and signature of grant agreements, Internet Safety Certification, and Certification Regarding Debarment Form. Approval for Library Services Director to sign related grant reports and grant revisions. Approval of Unanticipated Revenue Resolution in the amount of \$10,000.

RECOMMENDATION: Approval

Tab 6 Approval of agreement between Lake County and Lake County School Board for funding of LCSB Summer School Program.

RECOMMENDATION: Approval

Tab 7 Approval of the grant application and subsequent agreement contingent on County Attorney review and approval, authorize Fletcher Smith, Director of Community Services, Robbie Hollenbeck and/or Brenda Quattlebaum to be authorized organization representatives for grant application purposes, and authorize the BCC Chair to sign any required grant documents including subsequent contract and required reports.

RECOMMENDATION: Approval

Growth Management

Tab 8 Approval and execution of a Release of Lien for Property owner: Marshall H. and Betty L. Gaard, Code Case #2005060112 – Commission District 5.

RECOMMENDATION: Approval

Tab 9 Approval and execution of a Release of Fine for Property owner: Marshall H. and Betty L. Gaard, Code Case #2004050175 – Commission District 5.

RECOMMENDATION: Approval

Public Safety

Tab 10 Approval of the Memorandum of Agreement for Participating Orlando Urban Areas Securities Initiative (UASI) Agencies by the Lake County Board of County Commissioners.

RECOMMENDATION: Approval

Public Works

Tab 11 Authorization to accept the final plat for Sugarloaf Mountain Unit 2B and all areas dedicated to the public as shown on the Sugarloaf Mountain Unit 2B final plat, accept a performance bond in the amount of \$1,430,675.40, and execute a Developer's Agreement for Construction of Improvements between Lake County and SLCD, LLC. Sugarloaf Mountain Unit 2B consists of 87 lots and is located in Section 21, Township 21 South, Range 26 East – Commission District 3.

RECOMMENDATION: Approval

Tab 12 Authorization to release a letter of credit for maintenance in the amount of \$19,921.00 posted for Bent Tree Phase II, which consists of 52 lots and is located in Section 32, Township 22 South, Range 26 East – Commission District 2.

RECOMMENDATION: Approval

Tab 13 Authorization to release a letter of credit for maintenance in the amount of \$24,522.00 posted for Vista Pines, which consists of 50 lots and is located in Section 11, Township 23 South, Range 25 East – Commission District 2.

RECOMMENDATION: Approval

Tab 14 Authorization to accept the final plat for Timuquana Park and all areas dedicated to the public as shown on the Timuquana Park final plat, accept letter of credit for performance in the amount of \$55,550.00, and execute a Developer's Agreement for Construction of Improvements between Lake County and Lake County Acreage, LLC. Timuquana Park consists of 15 lots and is located in Section 32, Township 19 South, Range 28 East – Commission District 4.

RECOMMENDATION: Approval

Tab 15 Authorization to release a letter of credit for performance in the amount of \$878,925.30, accept a maintenance bond in the amount of \$117,850.00, execute a Developer's Agreement for Maintenance of Improvements Between Lake County and Meritage Homes of Central Florida (formerly Greater Homes), and execute a resolution accepting the following roads into the County Road Maintenance System: Lemay Drive "Part" (County Road No. 0944A), Coldwater Loop "Part" (County Road No. 0944D), Hyland Lane (County Road No. 0944E), and Fish Lane (County Road No. 0944F). Overlook at Lake Louisa Phase II consists of 105 lots and is located in Section 7, Township 23 South, Range 26 East – Commission District 2.

RECOMMENDATION: Approval

Tab 16 Approval to accept the following listed public right of way deeds that have been secured in conjunction with roadway and/or stormwater projects: Two Statutory Warranty Deeds, One Quitclaim Deed, and One Deed of Dedication (Right-of-Way).

RECOMMENDATION: Approval

VI. COUNTY ATTORNEY'S CONSENT AGENDA (Tabs 17 through 18)

Tab 17 Approval of renewal of lease agreement with the City of Clermont for leased space for the Sheriff's Office at 882 DeSoto Street, Clermont.

RECOMMENDATION: Approval

Tab 18 Approval to retain Harry T. Hackney as outside counsel to represent the Board of Building Examiners.

RECOMMENDATION: Approval

VI. PRESENTATIONS/AWARDS AND RECOGNITIONS

EMPLOYEE AWARDS

Presentation of Award to Employees with Five Years of Service

Vriesema Cornelius, Mechanic, Public Safety/Fire Rescue

Pat Flannagan, Library Assistant, Community Services/Library Services/East Lake Library

Kraig Gilligan, Firefighter/EMT, Public Safety/Fire Rescue

Vicki Kochevar, Environmental Inspector, Environmental Services/Customer Service

Shelly Minton, Firefighter/EMT, Public Safety/Fire Rescue

Ross Pinkerton, Firefighter/Paramedic, Public Safety/Fire Rescue

Presentation of Award to Employee with Fifteen Years of Service

Rene Segraves, Assistant Animal Services Director, Public Safety/Animal Services

Presentation of Award to Employee with Twenty Years of Service

Douglas Harrison, Senior Maintenance Specialist, Facilities Development & Management/Facilities Maintenance

Presentation of Award to Employee with Twenty-Five Years of Service

Deborah Boulware, County Extension Service Director, Community Services/Agricultural Education Services/Cooperation Extension Service

BOARD/COMMITTEE CERTIFICATE PRESENTATIONS

Central Florida Sports Commission

Robert Beucher for service from 1996-2006

Comprehensive Health Care Committee

Tom Wetherington for service from 1994-2006

Cultural Affairs Council

Mary McIntyre for service from 2005-2006

Angela Territo for service from 2005-2006

Sales Surtax Oversight Advisory Committee

Robert Speaks for service from 2002-2006

VII. COUNTY MANAGER'S DEPARTMENTAL BUSINESS

Budget

Tab 19 Presentation and approval of legislative positions for 2007.

VII. PUBLIC HEARINGS – 9:00 A.M. or as Soon Thereafter

Tab 20

PUBLIC HEARING: Request to award the construction of the Dwrights Road (County Road #0539) Clay to Pave Project Number 2006-05 to the Road Operations Division of the Public Works Department in the amount of \$778,612.99. Also request to encumber and expend funds in the amount of \$778,612.99 from the Renewal Sales Tax Capital Projects Fund – Commission District 2.

IX. OTHER BUSINESS

- Tab 21 Appointment of Ryan Guffey, Senior Planner, Department of Growth Management, to serve as the second alternate representative on the Lake-Sumter MPO Technical Advisory Committee to serve for an indefinite term.
- Tab 22 Approval and execution of Resolution appointing individuals to vacant positions on the Tourist Development Council for four-year terms ending December 1, 2010.
- Tab 23 Approval and execution of Resolution appointing members to the Affordable Housing Advisory Committee to serve two-year terms ending November 24, 2008.
- Tab 24 Approval and execution of Resolution appointing members to the Affordable Housing Advisory Committee to complete unexpired terms ending November 24, 2007.

X. REPORTS

County Attorney

County Manager

Commissioner Hill – District #1

Commissioner Renick – District #2

Commissioner Stivender – District #3

Commissioner Stewart – District #4

Commissioner Cadwell – Vice Chairman and District #5

- Tab 25 Approval of proclamation observing Monday, January 15, 2007 as Martin Luther King Day.

CITIZEN QUESTION AND COMMENT PERIOD

At this point in the meeting, the Board of County Commissioners will hear questions, comments, and concerns from the citizens of Lake County. Action will not be taken by the Board at this meeting but questions may be answered by staff or issues may be referred for appropriate staff action. If further action is necessary, the item may be placed on the agenda for further review and consideration. NOTE: Zoning or code enforcement matters which may be coming before the Board at a later date should not be discussed until such time as they come before the Board in a public hearing.

The County Commission reserves the right to move any Agenda item to an earlier time during the day as its schedule permits, except in the case of items and appointments that have been advertised in a newspaper for a specific time.

Pursuant to the provisions of Chapter 286, Florida Statutes, Section 286.0105, if a person decides to appeal any decision made by the County Commission with respect to any matter considered at this Commission meeting, he or she will need a record of the proceedings, and that, for such purpose, he or she may need to ensure that a verbatim record of the proceedings is made, which record may include the testimony and evidence upon which the appeal is to be based.

Persons with disabilities needing assistance to participate in any of these proceeding should contact the Department of Facilities Development and Management at (352) 343-9760, 48 hours in advance of the scheduled meeting.

<u>TENTATIVE AGENDA</u>	
<u>DECEMBER 19, 2006</u>	
9:00 A.M.	Regular Meeting (Zoning and Road Vacations)
<u>TENTATIVE AGENDA</u>	
<u>JANUARY 2, 2007</u>	
9:00 A.M.	Regular Meeting
<u>TENTATIVE AGENDA</u>	
<u>JANUARY 9, 2007</u>	
9:00 A.M.	Regular Meeting/Tentative
<u>TENTATIVE AGENDA</u>	
<u>JANUARY 16, 2007</u>	
9:00 A.M.	Regular Meeting
<u>TENTATIVE AGENDA</u>	
<u>JANUARY 23, 2007</u>	
9:00 A.M.	Regular Meeting (Zoning and Road Vacations)
<u>BOARD RETREAT</u>	
<u>JANUARY 26, 2007</u>	
<u>TENTATIVE AGENDA</u>	
<u>FEBRUARY 6, 2007</u>	
9:00 A.M.	Regular Meeting
<u>TENTATIVE AGENDA</u>	
<u>FEBRUARY 13, 2007</u>	
9:00 A.M.	Regular Meeting/Tentative
<u>TENTATIVE AGENDA</u>	
<u>FEBRUARY 20, 2007</u>	
9:00 A.M.	Regular Meeting
<u>TENTATIVE AGENDA</u>	
<u>FEBRUARY 27, 2007</u>	
9:00 A.M.	Regular Meeting (Zoning and Road Vacations)

TENTATIVE AGENDA

MARCH 6, 2007

9:00 A.M. Regular Meeting

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TENTATIVE AGENDA

MARCH 13, 2007

9:00 A.M. Regular Meeting/Tentative

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TENTATIVE AGENDA

MARCH 20, 2007

9:00 A.M. Regular Meeting

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TENTATIVE AGENDA

MARCH 27, 2007

9:00 A.M. Regular Meeting (Zoning and Road Vacations)

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